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9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 ROCCI GARRETT,
17 a/k/a "Mitchell Casterline,"

18 Defendant.

) CASE NO. 17-CR-00487 BLF

) JOINT STIPULATION FOR EXCLUSION OF
) TIME FROM SEPTEMBER 21, 2017 UNTIL
) DECEMBER 5, 2017, FROM THE SPEEDY TRIAL
) ACT CALCULATION [18 U.S.C. § 3161(H)(7)(A)
) AND (H)(7)(B)(IV)]

) **UNDER SEAL**

19
20 JOINT STIPULATION

21 On September 21, 2017, the parties appeared before the Honorable Howard R. Lloyd for the
22 defendant's initial appearance and arraignment on the Indictment. Defense counsel requested a
23 continuance to review discovery in the case. The parties agreed to continue the case until December 5,
24 2017, at 9:00 a.m., for a status conference before the district court.

25 Accordingly, the parties hereby stipulate that the time between September 21, 2017 and
26 December 5, 2017, at 9:00 a.m., should be excluded from the period of time within which the
27 defendant's trial must commence pursuant to the Speedy Trial Act in order to allow each counsel
28 sufficient time to effectively prepare, taking into account the exercise of due diligence. Furthermore, the

FILED
SEP 26 2017
SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

C
AUG

1 parties stipulate that the ends of justice served by granting the request outweigh the best interest of the
2 public and the defendant in a speedy trial.

3 Respectfully submitted,

4 DATED: September 25, 2017

BRIAN J. STRETCH
United States Attorney

6 
7 MARISSA HARRIS
8 Assistant United States Attorney

9 DATED: September 25, 2017

10 Graham Archer / with permission
11 GRAHAM ARCHER
12 Assistant Federal Public Defender 

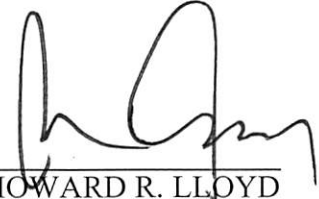
13 ORDER

14 Based upon the stipulation of the parties, and for good cause shown, the COURT HEREBY
15 ORDERS that the time between September 21, 2017 and December 5, 2017, at 9:00 a.m., is excluded
16 under the Speedy Trial Act, Title 18, United States Code, Sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv).
17 The Court finds that the failure to grant this request would unreasonably deny each counsel sufficient
18 time to effectively prepare, taking into account the exercise of due diligence. Furthermore, the Court
19 finds that the ends of justice served by granting the request outweigh the best interest of the public and
20 the defendant in a speedy trial and in the prompt disposition of criminal cases.

21 The Court therefore concludes that this exclusion of time should be made under Title 18, United
22 States Code, Sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv).

23 DATED:

24 9/26/17

25 
26 HON. HOWARD R. LLOYD
27 UNITED STATES MAGISTRATE JUDGE
28